



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

David BOTSTEIN, et al.

Application Serial No. 09/990,427

Filed: November 14, 2001

For: **ANTIBODIES TO PRO830
POLYPEPTIDES**

) Examiner: Murphy, Joseph F.

) Art Unit: 1646

) Attorney's Docket No. 39780-2730 P1C10

) **Customer No. 35489**

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PRELIMINARY AMENDMENT

MAIL STOP RCE

Commissioner for Patents

P.O. Box 1450

Alexandria, Virginia 22313-1450

Dear Sir:

This Preliminary Amendment accompanies a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 for the above identified application with necessary fees. In response to the Final Office Action mailed on June 13, 2005 in connection with the above-identified patent application, please enter the following amendments, and consider the following arguments. Attached herewith is a Declaration by Audrey Goddard, Ph.D. This response is timely filed within the shortened statutory period and hence, no extension fees are believed to be due.

Amendments to the Claims are reflected in the listing of claims that begins on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.